

MONDAY, November 17, 1851.

The Senate was called to order by the President—prayer by the Rev. Mr. Baggerly—roll called—quorum present.

The journal of Saturday was read and adopted.

A message was received from the House, informing the Senate that the House had passed the following bills, to wit: A bill to establish the terms of the Supreme Court.—A bill to permit Mary Madison to remain in this State.—A bill to authorize the county court of Smith County to levy an additional tax, for the purpose of building a court house.—A bill to amend an act to permanently locate the seat of justice of Denton County—approved Nov. 26, 1850—and a bill for the relief of John Powers.

Mr. Sterne presented the memorial of J. A. Ragan; read and referred to the committee on Internal Improvements.

Mr. Sterne also presented the petition of Theresa Tyler, asking for land; referred to the committee on Private Land Claims.

Mr. Hill presented the petition of Joseph Coody, administrator of the estate of Shadrach Coody, asking for land, referred to the committee on Private Land Claims.

The following communication was read:

To the Senate of the State of Texas, now in session:

GENTLEMEN: At the suggestion of the Rev. Mr. Baggerly, who has accepted of the appointment to serve you as chaplain, and at the request of some of my friends in your body, I have reconsidered my decision, and have concluded to take a part in the performance of the duties of chaplain to your branch of the State Legislature. Respectfully,

Austin City, Texas, Nov. 15, 1851.

W. A. SMITH.
of Meth. Church.

Mr. Grimes, chairman of the committee on Finance, to whom was referred the petition of Samuel G. Wells, reported the same back to the Senate and asked that it be referred to the committee on Claims and Accounts.

Mr. Grimes, from the same committee, to which was referred a bill to provide for the apportionment of the old debt of Harrison county, among the counties of Harrison, Upshur and Panola, reported the same back and recommended its passage.

Mr. Grimes, from the same committee, reported back to the Senate, a bill to authorize juror's tickets to be paid out of the State tax, and recommended that no further action be had thereon.

Mr. Grimes, chairman of the committee on Finance, to whom was referred a bill for the relief of Barnwell D. Basford, reported that they had had the same under consideration, and find the claim for which the relief is prayed, to be for fees of office, as clerk of the district court of Travis county, in cases against sundry persons where the State was a party. There being no law subjecting the State to such charges, your committee are of opinion, that it would be inexpedient to pass the bill. They therefore recommend to the Senate, that no further action be had thereon, and that they be discharged from the further consideration of the subject.

Mr. Scott, chairman of the committee on Privileges and Elections, made the following report:

COMMITTEE ROOM, November 17, 1851.

To the Hon. J. A. GREER,

President of the Senate:

The committee on Privileges and Elections, to whom was referred the documents pertaining to the contested election between L. M. Rogers, and Henry L. Kinney, have had the same under consideration, and report that they find no testimony with the papers referred, to sustain any charge there alleged, and that they find a certificate from the chief justice of Nueces county, certifying that Henry L. Kinney received 404 votes, which was a majority of all the votes polled for the office of senator in the 25th senatorial district, and the committee find that said certificate compares exactly with the transcript of the record of the poll book, and that they are of opinion from the papers referred, that H. L. Kinney is entitled to his seat, and all the privileges and immunities belonging thereto. All of which is respectfully submitted.

WM. T. SCOTT,
Chairman.

Mr. Wilson offered the following resolution:

Resolved, That the committee on Public Debt be instructed to enquire into the justice and propriety of making some general provision for the auditing of the claims against the government, for property taken or destroyed by the armies of Texas, and by the enemy, previous to annexation.

Mr. Grimes introduced a bill to amend an act to incorporate the Austin Collage; read first time.

Mr. Sterne introduced a bill for the relief of the heirs of Haden Arnold dec'd; read first time.

Mr. Hill introduced a bill to incorporate Battle Creek Academy, in the county of Navarro; read first time.

The President appointed Messrs. Reaves, Williams, Eddy, Merriman, Day, Wilson, Armstrong, Bigelow, Grimes, Taylor, Sterne and Doane, a committee upon a bill to amend the 3d section of an act to define the time of holding the district courts for the 5th and 6th judicial Districts, approved Feb. 11, 1850.

ORDERS OF THE DAY.

A bill for the relief of the heirs of George Hamilton, dec'd ; read second time.

Mr. Williams offered a substitute for the bill, which was adopted, and bill ordered to be engrossed.

A bill supplementary to an act regulating fees of office; read, and, on motion of Mr. Davis, laid on the table until to-morrow.

A bill better defining the boundaries of Cameron county; read third time and passed.

A bill supplementary to an act to authorize and require the county courts to issue unconditional certificates in certain cases; read second time, and, on motion of Mr. Parker, referred to the committee on State Affairs.

A bill to require the return of field-notes in certain cases; read second time, and, on motion of Mr. Parker, referred to committee on State Affairs.

A bill for the relief of Wesley W. Hanks; read second time and ordered to be engrossed.

A bill to legalize certain records of the county court of Lamar county; read second time, and on motion of Mr. Williams, referred to the committee on the Judiciary.

A bill to admit Roger Q. Mills to practise law in the courts of this State; read second time, and, on motion of Mr. Parker, referred to the committee on the Judiciary.

A bill to make valid the use of certain seals by the officers of the county court of Galveston county; read second time and passed to a third reading.

A bill making an appropriation for the per diem pay and mileage of the members of the Fourth Legislature of Texas, convened November 3d, 1851; read second time, and on motion of Mr. Parker, referred to the committee on Finance.

The following bills from the House were severally read a first time, to wit:

A bill to amend an act to permanently locate the seat of justice of Denton county, approved Nov. 26, 1850.

A bill to authorize the county court of Smith county to levy an additional tax, for the purpose of building a courthouse.

A bill to permit Mary Madison to remain in this State.

A bill to establish the terms of the Supreme Court, and

A bill for the relief of John Powers.

The report of the committee on the Judiciary, on a bill regulating divisional fences, offering a substitute therefor, was read and adopted, and, on motion of Mr. Dancy, the bill was referred to the committee on Internal Improvements.

The resolution of the Senate, inviting Dr. James B. Miller to a seat within the bar of the Senate during the present session, &c: read.

Mr. Dancy offered the following amendment: add, "and also all those who fought in the battle of San Jacinto, at the storming of San Antonio, at Concepcion, at the Grass fight, and the heirs of those who were massacred on the plains of Goliad, also all rangers who have served in the Texas army for six months."

On motion of Mr. Hill, the Senate adjourned until 10 o'clock to-morrow morning.

TUESDAY, November 18, 1851.

The Senate was called to order by the President pursuant to adjournment—prayer by the Rev. Mr. Baggerly—roll called—quorum present.

Absent, Messrs. Armstrong, Dancy, Day and Merriman.

The journal of yesterday was read and adopted.

Mr. Bogart presented the petition of Oliver Hedgcoxe; referred to the committee on Private Land Claims.

Mr. Davis, chairman of the committee on State Affairs, to whom was referred a bill to require the return of field-notes in certain cases, reported the following amendments thereto:

Amend by inserting after "1851," in the fourth line, "and since the 1st day of January, 1838." Amend the fourth section by inserting after the word "map," in the ninth line, "provided, that nothing in this act shall prevent the owners of surveys in Fisher and Miller's colony, or Castro's colony, from returning their field notes at any time before the first day of January, 1854.

Mr. Davis, from the same committee, reported back to the Senate a bill to repeal an act authorizing and requiring the county courts to issue unconditional certificates in certain cases, and recommended its rejection.

Mr. Davis, from the same committee, to which was referred